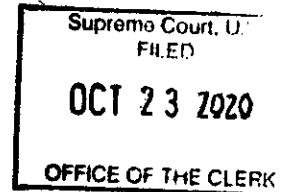


21-5923 No.

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



DEONTE KINWAN MCCOY,

Petitioner,

v.

MICHIGAN,

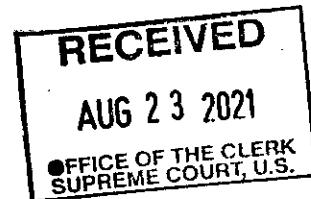
Respondent,

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, Deonte Kinwan McCoy, respectfully asks this Honorable Court for leave to Proceed in forma pauperis so that he may file the accompanying Petition for Writ of Certiorari with this court.

Petitioner is indigent, and is currently incarcerated in a state prison in Michigan, where he is not receiving any significant income. Mr. McCoy is not represented by counsel and is filing this In Pro-Per. A copy of his prisoner account activity is attached along with an affidavit as proof.

By: Deonte K. McCoy
Deonte Kinwan McCoy #382437
In Pro-Per
St. Louis Correctional Facility
8585 N. Croswell Rd.
St. Louis, MI 48880



AFFIDAVIT OR DECLARATION

IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

I, DEONTE KINWAN MCCOY, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I have attached a **certified copy of my prisoner account activity**, where I am currently incarcerated at, St. Louis Correctional Facility, 8585 N. Croswell Rd, St. Louis, MI 48880. I state that because of my poverty, I am unable to pay the costs of this case or to give security therefor, and I believe I am entitled to redress.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 8/16, 2020

Deonte K. McCoy

(Signature)

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

I, Dante K. McCoy, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$ N/A
			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	\$ N/A
			\$
			\$

4. How much cash do you and your spouse have? \$

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
N/A	\$ N/A	\$ N/A
	\$	\$
	\$	\$
	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home
Value _____ N/A

Other real estate
Value _____ N/A

Motor Vehicle #1
Year, make & model _____ N/A
Value _____ Q

Motor Vehicle #2
Year, make & model _____ N/A
Value _____ Q

Other assets
Description _____ N/A
Value _____ Q

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money

N/A

Amount owed to you

\$ N/A

Amount owed to your spouse

\$ N/A

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name

N/A

Relationship

N/A

Age

N/A

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

You

Your spouse

Rent or home-mortgage payment
(include lot rented for mobile home)

\$ 0

\$ N/A

Are real estate taxes included? Yes No

Is property insurance included? Yes No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ 0

\$ N/A

Home maintenance (repairs and upkeep)

\$ 0

\$ N/A

Food

\$ 0

\$ N/A

Clothing

\$ 0

\$ N/A

Laundry and dry-cleaning

\$ 0

\$ N/A

Medical and dental expenses

\$ 0

\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>Q</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>Q</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>Q</u>	\$ <u>N/A</u>
Life	\$ <u>Q</u>	\$ <u>N/A</u>
Health	\$ <u>Q</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>Q</u>	\$ <u>N/A</u>
Other: _____	\$ <u>Q</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>Q</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u>Q</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>Q</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>Q</u>	\$ <u>N/A</u>
Other: _____	\$ <u>Q</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>Q</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>Q</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>Q</u>	\$ <u>N/A</u>
Total monthly expenses:	\$ <u>Q</u>	\$ <u>N/A</u>

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

Yes No If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? Yes No

If yes, how much? _____

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes No

If yes, how much? _____

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I'm a Wright individual who has no income available to pay for my fees, but I was set up on my case and if I have to be charged to regain my freedom then I will do whatever it takes to have my case heard - Thanks

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 9/22/21, 2021

Deonte K McClay
(Signature)

FEDERAL COURT

Prisoner-Plaintiff/Petitioner/Appellant name and number
Deonte Kinwan McCoy / #382437

Defendant's/Respondent's/Appellee's name
Becky Carl

CERTIFICATE OF PRISONER INSTITUTIONAL/TRUST FUND ACCOUNT ACTIVITY

I am employed by the Michigan Department of Corrections at the facility identified below, at which the prisoner identified as Plaintiff/Petitioner/Appellant is currently incarcerated.

Attached is a computer printout which accurately reflects the current spendable balance and all activity within this prisoner's account during the preceding six months or, if the prisoner has been incarcerated for less than six months, for the period of incarceration. Code "C" on the printout represents a withdrawal from the account and code "D" represents a deposit to the account. The attached printout reflects, for the reported period, an average monthly account deposit (i.e., total deposits divided by number of months) of \$291.46 an average monthly account balance (i.e., total deposits minus total withdrawals divided by number of months) of \$(88.04). There is a current spendable account balance of \$71.36.

8/10/21

Becky Carl

/ Account Technician

Signature of Custodian of Prisoner Institutional/Trust Fund Account

St. Louis

Correctional Facility

Daily Transaction Summary: February 10, 2021 - August 10, 2021

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Offender Information

Offender Number: 0382437
 Offender Name: McCoy, Deonte Kinwan
 Account Status: Open

Institution: SLF

Housing Facility: SLF

Tier: BL

Cell: 132

Bed: Bot

Primary Balance:

\$142.48

Available Balance:

\$71.36

Primary Institutional Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
02/10/2021	GTL					\$670.74	
02/11/2021 07:40:08 PM	Kiosk Request	JPay Inc.		\$100.00		\$570.74	COF
03/03/2021 07:40:07 PM	Kiosk Request	JPay Inc.		(\$20.00)		\$550.74	COF
03/05/2021 02:13:11 PM	Phone Credit	Global Tel		\$30.00		\$520.74	SLF
03/08/2021 05:10:08 AM	GTL	Tiffany Ross		\$50.00		\$570.74	COF
03/12/2021 02:02:07 PM	Access Catalog Disbursement	Access Catalog		\$138.81		\$431.93	SLF
03/16/2021 01:31:33 AM	Commissary Sale	Keefe Commissary	C103759699	(\$156.06)		\$275.87	SLF
03/18/2021 11:25:14 PM	Legal Copies Disbursement	SLF Institutional Services		\$60.00		\$275.77	SLF
03/25/2021 01:31:03 AM	Commissary Sale	Keefe Commissary	C103759699	\$5.70		\$281.47	SLF
03/25/2021 03:40:26 PM	Legal Copies Disbursement	SLF Institutional Services		\$4.50		\$276.97	SLF
03/26/2021 01:31:04 AM	Commissary Sale	Keefe Commissary	C103759699	\$9.88		\$286.85	SLF
03/30/2021 01:31:32 AM	Commissary Sale	Keefe Commissary	C103785655	(\$50.00)		\$230.80	SLF
04/01/2021 07:55:26 PM	Phone Credits	Global Tel		\$16.05		\$214.75	SLF
04/07/2021 01:30:51 AM	Commissary Sale	Keefe Commissary	C103785655	\$15.20		\$236.00	SLF
04/11/2021 07:40:10 PM	Kiosk Request	JPay Inc.		(\$35.26)		\$170.74	COF
04/12/2021 12:26:50 PM	Economic Impact Payment	U.S. Treasury		\$140.00		\$137.04	SLF
04/14/2021 08:25:24 AM	SLF Food Service			\$6.48		\$1,577.22	SLF
04/19/2021 05:08:25 PM	Phone Credits	Global Tel		(\$50.00)		\$1,527.22	SLF
04/21/2021 10:06:45 PM	Legal Copies Disbursement	SLF Institutional Services		(\$12.10)		\$1,515.12	SLF
04/27/2021 01:31:28 AM	Commissary Sale	Keefe Commissary	C103830896	(\$10.76)		\$1,413.36	SLF
05/02/2021 05:10:13 AM	GTL	Markeetus McCoy		\$50.00		\$1,463.36	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$2.46)		\$1,460.90	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$7.77)		\$1,453.13	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$8.14)		\$1,444.99	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$67.50)		\$789.99	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$3.24)		\$786.75	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$17.00)		\$749.75	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT LAPEER		(\$2.46)		\$747.29	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT GENESSEE		(\$7.77)		\$739.52	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT GENESSEE		(\$8.14)		\$731.38	COF
05/10/2021 04:00:02 AM	Court Charges	40TH CIRCUIT COURT GENESSEE		(\$17.00)		\$714.38	COF

Daily Transaction Summary (03824377 - Deonite McCoy cont'd); February 10, 2021 - August 10, 2021

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Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
05/10/2021 04:00:02 AM	Court Charges	7TH CIRCUIT COURT GENESSEE		(\$444.98)	\$269.10	\$0.00	COF
05/11/2021 01:31:53 AM	Commissary Sale	Keefe Commissary	C103854009	(\$100.24)	\$169.16	\$LF	
05/14/2021 08:24:31 AM	SLF-Food Services	300 - Food Service		\$227.77		\$191.93	SLF
05/14/2021 04:02:04 PM	Phone Credit	Global Tel		(\$30.00)	\$161.93	\$LF	
05/15/2021 07:40:16 PM	Kiosk Request	JPay Inc.		(\$91.67)	\$152.27	COF	
05/18/2021 01:31:46 AM	Commissary Sale	Keefe Commissary	C103854009	\$4.12.	\$156.89	\$LF	
05/21/2021 07:40:33 PM	Kiosk Request	JPay Inc.		(\$20.00)	\$136.89	COF	
05/25/2021 01:31:53 AM	Commissary Sale	Keefe Commissary	C103877804	(\$100.60)	\$36.29	\$LF	
05/26/2021 03:59:35 PM	Phone Credit	Global Tel		(\$20.00)	\$16.29	SLF	
05/28/2021 02:58:56 PM	Legal Copies Disbursement	SLF Institutional Services		(\$8.10)	\$16.19	\$LF	
06/02/2021 07:40:09 PM	Kiosk Request	JPay Inc.		(\$48.17)	\$11.38	COF	
06/06/2021 05:10:18 AM	GTL	ShaDonna McCoy		\$50.00	\$61.38	COF	
06/09/2021 07:40:08 PM	Kiosk Request	JPay Inc.		(\$20.00)	\$41.38	COF	
06/10/2021 04:42:16 PM	Phone Credit	Global Tel		(\$30.00)	\$11.38	SLF	
06/14/2021 08:21:37 AM	SLF-Institutional Services	300 - Institutional Services		\$324.27		\$14.62	SLF
06/14/2021 08:36:16 AM	SLF-Food Service	300 - Food Service		\$3.96	\$18.58	SLF	
06/15/2021 06:07:37 AM	SLF-Institutional Services	300 - Institutional Services		\$6.00		\$24.58	SLF
06/21/2021 07:40:12 PM	Kiosk Request	JPay Inc.		(\$6.60)	\$17.98	COF	
07/04/2021 05:10:16 AM	GTL	Ama Cipani		\$100.00		\$17.98	COF
07/06/2021 02:02:26 PM	Medical Co-Pay Disbursement	Health Care Co-Pay		(\$5.00)	\$112.98	SLF	
07/14/2021 03:28:16 PM	Medical Co-Pay Disbursement	Health Care Co-Pay		(\$5.00)	\$107.98	SLF	
07/14/2021 03:57:51 PM	Legal Stamps	SLF Institutional Services	slf 071321 lgl post	(\$0.71)	\$107.27	SLF	
07/14/2021 03:58:21 PM	Legal Stamps	SLF Institutional Services	slf 071321 lgl post	(\$0.71)	\$106.56	SLF	
07/15/2021 09:23:54 AM	SLF-Institutional Services	500 - Institutional Services		\$16.28	\$122.84	SLF	
07/15/2021 01:16:07 PM	Phone Credit	Global Tel		(\$10.00)	\$112.84	SLF	
07/16/2021 01:31:55 AM	Commissary Sale	Keefe Commissary	C10396285	(\$10.35)	\$102.49	SLF	
07/16/2021 07:45:37 AM	SLF-Institutional Services	300 - Institutional Services		\$100.00	\$11.49	SLF	
07/23/2021 01:31:36 AM	Commissary Sale	Keefe Commissary	C10396285	\$2.41	\$144.90	SLF	
07/26/2021 01:37:21 AM	Legal Stamp	SLF Institutional Services	slf 072221 lgl post	(\$0.71)	\$144.19	SLF	
07/31/2021 04:00:02 AM	LEGAL POSTAGE - PBF	SLF PBF Postage		(\$0.51)	\$143.68	COF	
08/05/2021 01:34:06 PM	Legal Copies Disbursement	SLF Institutional Services		(\$1.20)	\$142.48	SLF	
08/10/2021	Savings			\$1,748.73	(\$2,276.99)	\$142.48	
	Date			Deposit	Expense	Balance	Loc Code
	02/10/2021			\$0.00			

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